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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	Case No. CR-18-00258-EJD
	)	
Plaintiff,	)	<b>DECLARATION OF AMY MASON SAHARIA</b>
	)	<b>IN SUPPORT OF MOTION TO DISMISS AS</b>
v.	)	<b>TIME-BARRED COUNTS THREE THROUGH</b>
	)	<b>EIGHT AND TEN OF THE SECOND</b>
ELIZABETH HOLMES and	)	<b>SUPERSEDING INDICTMENT AND COUNTS</b>
RAMESH "SUNNY" BALWANI,	)	<b>THREE THROUGH EIGHT, TEN, AND</b>
	)	<b>ELEVEN OF THE THIRD SUPERSEDING</b>
Defendants.	)	<b>INDICTMENT</b>
	)	
	)	Hon. Edward J. Davila

I, AMY MASON SAHARIA, declare as follows:

1. I represent Defendant Elizabeth Holmes and have been admitted to practice *pro hac vice* in the above-captioned matter. I submit this declaration in support of Ms. Holmes' Motion to Dismiss as Time-Barred Counts Three Through Eight and Ten of the Second Superseding Indictment and Counts Three Through Eight, Ten and Eleven of the Third Superseding Indictment ("Motion"). I attest to the

DECLARATION OF AMY MASON SAHARIA IN SUPPORT OF MOTION TO DISMISS AS TIME-BARRED COUNTS THREE THROUGH EIGHT AND TEN OF THE SECOND SUPERSEDING INDICTMENT AND COUNTS THREE THROUGH EIGHT, TEN, AND ELEVEN OF THE THIRD SUPERSEDING INDICTMENT

1 following facts upon which the motion relies.


2 2. Attached to the motion are two exhibits. The content of the exhibits are as follows:

3 a. Exhibit A is a true and correct copy of a March 6, 2020, letter from Assistant  
4 United States Attorney John Bostic providing notice of evidence the government intends to introduce at  
5 trial pursuant to Federal Rule of Evidence 404(b).

6 b. Exhibit B is a true and correct copy of an August 21, 2020, email from Assistant  
7 United States Attorney Robert Leach to Lance Wade.

8 I declare under penalty of perjury under the laws of the United States that the foregoing is true  
9 and correct to the best of my knowledge.

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11 Executed this 28th day of August, 2020 in Chevy Chase, MD.

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14 AMY MASON SAHARIA  
15 Attorney for Elizabeth Holmes  
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28 DECLARATION OF AMY MASON SAHARIA IN SUPPORT OF MOTION TO DISMISS AS TIME-BARRED COUNTS  
THREE THROUGH EIGHT AND TEN OF THE SECOND SUPERSEDING INDICTMENT AND COUNTS THREE  
THROUGH EIGHT, TEN, AND ELEVEN OF THE THIRD SUPERSEDING INDICTMENT